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2/21/07

1 STUTMAN, TREISTER & GLATT, P.C. SHEA & CARLYON, LTD.
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8 *Counsel for the Official Committee of Equity Security Holders of*
 9 *USA Capital First Trust Deed Fund, LLC*

10 **UNITED STATES BANKRUPTCY COURT**
 11 **DISTRICT OF NEVADA**

12 In re:) BK-S-06-10725-LBR
 13 USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
 14 Debtor)
 15 In re:) BK-S-06-10726-LBR
 16 USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
 17 Debtor)
 18 In re:) BK-S-06-10727-LBR
 19 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
 20 Debtor)
 21 In re:) BK-S-06-10728-LBR
 22 USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
 23 Debtor.)
 24 In re:) BK-S-06-10729-LBR
 25 USA SECURITIES, LLC,) Chapter 11
 26 Debtor.)
 27 Affects)
 28 All Debtors)
 USA Commercial Mortgage Co.)
 USA Securities, LLC) DATE: February 15, 2007
 USA Capital Realty Advisors, LLC) TIME: 9:30 a.m.
 USA Capital Diversified Trust Deed)
 USA First Trust Deed Fund, LLC)

24 **NOTICE OF ENTRY OF ORDER RE STIPULATION RE MOTION BY THE**
 25 **OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL**
 26 **FIRST TRUST DEED FUND LLC TO ESTIMATE AN ADEQUATE RESERVE FOR**
 27 **UNLIQUIDATED AND DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER**
 28 **DISTRIBUTIONS TO FTDF MEMBERS (SPANGLER)**

24 PLEASE TAKE NOTICE that an Order re Stipulation re Motion by the Official
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1 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to
2 Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit
3 Further Distributions to FTDF Members (Spangler) was entered on the 20th day of February,
4 2007, a true and correct copy of which is attached hereto.
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6 DATED this 21st day of February, 2007.
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SHEA & CARLYON, LTD.

JAMES PATRICK SHEA
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Las Vegas, Nevada 89101

and

STUTMAN, TREISTER & GLATT, P.C.
FRANK A. MEROLA
EVE H. KARASIK
CHRISTINE M. PAJAK
1901 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067



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Entered on Docket
February 20, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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7 STUTMAN, TREISTER & GLATT, P.C. SHEA & CARLYON, LTD.
8 FRANK A. MEROLA JAMES PATRICK SHEA
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15 *Counsel for the Official Committee of Equity Security Holders of*
USA Capital First Trust Deed Fund, LLC

16
17 UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

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USA COMMERCIAL MORTGAGE COMPANY) Chapter 11
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1 Affects)
2 All Debtors)
3 USA Commercial Mortgage Co.)
4 USA Securities, LLC) DATE: February 15, 2007
5 USA Capital Realty Advisors, LLC) TIME: 9:30 a.m.
6 USA Capital Diversified Trust Deed)
7 USA First Trust Deed Fund, LLC)
8

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10 **ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF**
11 **EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND**
12 **LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND**
13 **DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO**
14 **FTDF MEMBERS (SPANGLER)**

15 The Court having considered the Stipulation re Motion by the Official Committee of
16 Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate
17 Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to
18 FTDF Members (Spangler) (the "Stipulation") [docket no. 2779] and good cause appearing:

19 IT IS HEREBY ORDERED THAT the Stipulation is approved.

20 IT IS FURTHER ORDERED THAT on an interim basis, pending resolution of the
21 objection to the Spangler Claims, a reserve in the amount of \$130,678.50 shall be established on
22 behalf of the Spangler Claims.

23 SUBMITTED BY:

24 SHEA & CARLYON, LTD.

25 
26 JAMES PATRICK SHEA
27 CANDACE C. CARLYON
28 SHLOMO S. SHERMAN
29 233 South Fourth Street, Second Floor
30 Las Vegas, Nevada 89101

31 and

1 STUTMAN, TREISTER & GLATT, P.C.
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[All other signatures waived in open court.]

RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

The Court waived the requirements of LR 9021.

I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:

- approved the form of this order;
- waived signature in open court; and/or
- failed to file and serve papers in accordance with LR 9021(c).

I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:

No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 10 day of February, 2007.

SHEA & CARLYON, LTD.

CANDACE C. CARLYON, ESQ.
Nevada Bar No. 002666
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Las Vegas, NV 89101